

CLEMENTS | BERNARD | MILLER
INTELLECTUAL PROPERTY ATTORNEYS

1901 ROXBOROUGH ROAD, SUITE 300
CHARLOTTE, NC 28211 USA
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FACSIMILE: 704.366.9744

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FAX TRANSMISSION

APR 07 2008

Date: April 7, 2008
To: **USPTO**
FAX No.: **571-273-8300**
From: Gregory N. Clements
No. of Pages: 12 (including cover sheet)
Re: Serial No. 09/747,529
James R. Sheppard, Jr.
Our Ref. 2827

CONFIDENTIAL AND PRIVILEGED

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PLEASE CONFIRM RECEIPT OF THIS TRANSMISSION

In accordance with a telephone request from Examiner Coe on 4/7/08, enclosed is a copy of the faxed Notice of Appeal submitted on January 29, 2008 along with documentation and confirmation cover sheets. Please ensure the Notice of Appeal is documented with this case.

Very truly yours,


Gregory N. Clements

GNC/NB

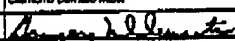
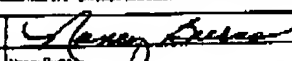
Clements | Bernard | Miller
1901 ROXBOROUGH ROAD, SUITE 300
CHARLOTTE, NORTH CAROLINA 28211 USA
EMAIL: GCLEMENTS@WORLDPATENTS.COM

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Fax Information
Date Received: 1/29/2008 2:56:01 PM [Eastern Standard Time]
Total Pages: 9 (including cover page)

Received
Cover
Page

JAN-29-2008 15:17	CLARENCE BERNARD	78466794 P. 01
<small>SPRINT001 (04-07) Approved for use through 03/03/2007. CHG 001-001 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Approved for use through 03/03/2007. CHG 001-001</small>		
Under the Electronic Signatures in Global and National Commerce Act of 2000, and pursuant to 15 U.S.C. 7001 et seq., and 15 C.F.R. 101.1 et seq., the following information is being transmitted:		
TRANSMITTAL FORM		
(To be used for all correspondence after initial filing)		Application Number: 03/047,228 Filing Date: December 29, 2000 First Named Inventor: James R. BERNARD, JR. All US: 1771 Examiner Name: Johnson, Joseph Leigh Attorney: DOUGLAS HUNTER 0327
Total Number of Pages in This Submission: 0		
ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmitted Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Examiner's Amendment Request <input type="checkbox"/> Intervention/Objection Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Incoming Partial Incomplete Application <input type="checkbox"/> Reply to Missing Parts Under 37 C.F.R. 1.52 (a) 1.58	<input type="checkbox"/> Drawings <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Recognition of Authority, and Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CO, Number of COs <input type="checkbox"/> Landscape Table in CO <input type="checkbox"/> Letters <input type="checkbox"/> 8001 Notice of Appeal <input type="checkbox"/> Copies of documents for previous appeals (7 pages)	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Request Notice, Brief Reply Brief) <input type="checkbox"/> Preliminary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (Please so identify below)
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Print Name: Clarence Bernard Miller Signature:  Printed Name: Gregory M. Davidson Date: JANUARY 28, 2008 ROL No.: 80,748		
CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage so that same mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1480, Alexandria, VA 22313-1480 on the date shown below.		
Signature:  Title or printed name: Nancy Burns Date: January 28, 2008		
The submission of information is required by 37 C.F.R. 1.5. The information is required in order to enable a benefit to the public which is in the best interest of the USPTO for the submission of information. Correspondence is governed by 37 C.F.R. 1.53 and 37 C.F.R. 1.51 (a) (1) (i). This collection is required to 2 hours to complete, including preparation, review, and submission of the completed application form to the USPTO. There will very significant cost and individual cost. Any certificate in the form of this form is required to complete any form related information for reaching the location, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1480, Alexandria, VA 22313-1480. DO NOT SEND FEES ON COMPLETED FORMS TO THE ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1480, Alexandria, VA 22313-1480.		
If you need assistance in completing the form, call 1-800-PTO-9199 and ext. 9200 2.		

Resent
me Coe 571-273-0999

PAGE 2/12 * RCVD AT 4/7/2008 5:16:04 PM (Eastern Daylight Time) * SVR:USPTO-EFXRF-6/44 * DNIS:2738300 * CSID:7043669744 * DURATION (mm:ss):04-06

PTO/SB/21 (04-07)

Approved for use through 09/30/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/747,529	RECEIVED CENTRAL FAX CENTER APR 07 2008
	Filing Date	December 22, 2000	
	First Named Inventor	James R. Sneppard, JR	
	Art Unit	1771	
	Examiner Name	Johnson, Jenna Leigh	
Total Number of Pages in This Submission	9	Attorney Docket Number	2827

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks SB31 Notice of Appeal Copies of documentation for previous payments (7 pages)		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Clements Bernard Miller		
Signature			
Printed name	Gregory N. Clements		
Date	January 29, 2008	Reg. No.	30,713

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Nancy Burns	Date	January 29, 2008

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

APR 07 2008

Approved for use through 01/31/2008, OMB 0551-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

2827

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 [37 CFR 1.8(a)] January 29 2008

Signature Nancy E. Burns
Typed or printed name Nancy E. Burns

In re Application of Sheppard
Application Number 09/747,529 Filed 12/22/2000
For Jaquard Woven Textile with Graphic...
Art Unit 1794 Examiner Johnson

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 510.00

- ☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 255.00
- ☐ A check in the amount of the fee is enclosed. Apply previous overpayment of \$325 leaving credit of \$70. (see attached documentation - 7 pages)
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. _____ I have enclosed a duplicate copy of this sheet.
- ☐ A petition for an extension of time under 37 CFR 1.135(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
- ☒ attorney or agent of record. Registration number 30713
- ☐ attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____

Signature Gregory N. Clements
Typed or printed name Gregory N. Clements
Telephone number 704-720-1500
Date January 29th 2008

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of one forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.5. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

DATE JAN-29-2008 TIME 15:18
MODE - MEMORY TRANSMISSION START-JAN-29 15:18 END-JAN-29 15:18
FILE NO. 4-202
STN NO. 001 COM. OK ONE-TOUCH/ASBR NO. 15712733300 PAGES 009/009 DURATION 00:01:52

-CLEMENTS BERNARD-

7043669744

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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM

Application Number 09/747,529
Filing Date December 22, 2000
First Named Inventor James R. Sheppard, JR
Art Unit 1771
Examiner Name Johnson, Jenna Leigh
Attorney Docket Number 2827

Fee Transmittal Form ☐
Fee Attached ☐
Amendment/Reply ☐
After Final ☐
Affidavits/Declaration(s) ☐
Extension of Time Request ☐
Express Abandonment Request ☐
Information Disclosure Statement ☐
Certified Copy of Priority Document(s) ☐
Reply to Missing Parts/Incomplete Application ☐
Reply to Missing Parts under 37 CFR 1.52 or 1.53 ☐

ENCLOSURES (Check all that apply)

Drawings(s) ☐
Licensing-related Papers ☐
Petition ☐
Petition to Convert to a Provisional Application ☐
Power of Attorney, Revocation ☐
Change of Correspondence Address ☐
Terminal Disclaimer ☐
Request for Refund ☐
CD, Number of CDs(s) ☐
Landscape Table on CD ☐

After Allowance Communication to TO ☐
Appeal Communication to Board of Appeals and Interferences ☐
Appeal Communication to TO (Appeal Notice, Reply, Reply Brief) ☒
Proprietary Information ☐
Status Letter ☐
Other Enclosure(s) (Please identify below): ☐

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name Clements Bernard Miller
Signature Gregory N. Clements
Printed name Gregory N. Clements
Date January 29, 2008 Reg. No. 30,713

CERTIFICATE OF TRANSMISSION/MAILING

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Signature Nancy E. Burns
Typed or printed name Nancy Burns Date January 29, 2008

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Transaction Report

APR 07 2008

2827-

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Transaction(s) completed

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Duration P.#

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INTELLECTUAL PROPERTY ATTORNEYS1901 ROXBOROUGH ROAD, SUITE 300
CHARLOTTE, NC 28211 USA
TELEPHONE: 704.790.3600
FACSIMILE: 704.366.9744
www.worldpatents.com

To: Doug Lindsey
571-273-6500

From: Mary Siems
Dougherty/Clements

Date: April 3, 2006

Re: Incorrect Credit Card

COPY

PARTNERS
GREGORY N. CLEMENTS
CHRISTOPHER L. BERNARD
RICHARD A. WALKER*

ASSOCIATES
BRANDON G. WILLIAMS
RUSSELL M. RAGRE
BRADLEY D. CROSS*

OF COUNSEL
RALPH H. DOUGHERTY
WILLIAM F. SMITH*

PATENT AGENT
F. RHETT BROCKINGTON, Ph.D.

*NOT ADMITTED IN NC

As per our phone conversation today, incorrect credit card slips dated 3/31/06 were sent Express Mail on 4/1/06 for application no. 10/314,794 and application no. 09/747,529. Each transaction was for \$250.00 for Notice of Appeal and a cancelled Visa card was used.

Attached please find the correct credit card slips dated April 3, 2006 using a MasterCard account.

Thank you for making sure the correct credit card is used and resolving this matter for us. If you need anything further, please call me at 704-366-6642.

COPY

PTO/SB/31 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 2827	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>March 31, 2006</u>		In re Application of James R. Sheppard, Jr.	
Signature <u>Barbara C. Brown</u>		Application Number 09/747,529	Filed 12-22-2000
Typed or printed name Barbara C. Brown, NCCP		For Jacquard Woven Textile with Graphic...	
		Art Unit 1771	Examiner Jenna-Leigh Betumo

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 250.00

☐ A check in the amount of the fee is enclosed.

☒ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. _____ I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

☒ attorney or agent of record.
Registration number 30,713

☐ attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34. _____

Gregory N. Clements
Signature
Gregory N. Clements
Typed or printed name
704.366.6642
Telephone number
March 31, 2006
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

P10/SB/17 (12-04v2)
Approved for use through 07/31/2008. OMB 0651-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)**250.00**

Complete if Known

Application Number 09/747,529
Filing Date December 22, 2000
First Named Inventor James M. Sheppard JR.
Examiner Name Jenna-Leigh Belumo
Art Unit 1771
Attorney Docket No. 2827

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METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____
☐ Deposit Account Deposit Account Number: _____ Deposit Account Name: _____
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Small Entity Fee (\$)	Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
Total Claims		
- 20 or HP = _____ x _____ = _____		
HP = highest number of total claims paid for, if greater than 20.		
Indep. Claims		
- 3 or HP = _____ x _____ = _____		
HP = highest number of independent claims paid for, if greater than 3.		

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____	_____	_____	_____	_____

4. OTHER FEE(S)

Description	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	
Other (e.g., late filing surcharge): (Small Entity) Notice of Appeal Filing Fee = \$250	\$250.00

SUBMITTED BY		Registration No.	Telephone
Signature	<i>Gregory N. Clements</i>	30,713	704/366-6642
Name (Print/Type)	Gregory N. Clements		Date March 31, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (11-04)
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Effective on 10/01/2004. Patent fees are subject to annual revision.

FEE TRANSMITTAL

For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 250.00

Complete if Known

Application Number 09/747,529
Filing Date 12/22/2000
First Named Inventor Sheppard, James M. Jr.
Examiner Name Befumo, Jenna-Leigh
Art Unit 1771
Attorney Docket No. 2827

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METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order
☐ Deposit Account ☐ None
Deposit Account Number 04-1448
Deposit Account Name Dougherty, Clements, Hofer

The Director is hereby authorized to: (check all that apply)

- ☐ Charge fee(s) indicated below
☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17
☐ Credit any overpayments

to the above-identified deposit account.

☐ Other (please identify):

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FEE CALCULATION

1. BASIC FILING FEE

Fee Description	Fee (\$)	Small Entity Fee (\$)	Fee Paid (\$)
Utility Filing Fee	790	395	
Design Filing Fee	350	175	
Plant Filing Fee	550	275	
Reissue Filing Fee	790	395	
Provisional Filing Fee	160	80	

Subtotal (1) \$

FEE CALCULATION (continued)

2. EXTRA CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20	18	9
Each independent claim over 3	88	44
Multiple dependent claims	300	150
For Reissues, each claim over 20 and more than in the original patent	18	9
For Reissues, each independent claim more than in the original patent	88	44

Total Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

- 20 or HP = $\frac{\text{Total Claims}}{20}$ x $\frac{\text{Extra Claims}}{1}$ =

HP = highest number of total claims paid for, if greater than 20

Indep. Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

- 3 or HP = $\frac{\text{Indep. Claims}}{3}$ x $\frac{\text{Extra Claims}}{1}$ =

HP = highest number of independent claims paid for, if greater than 3

Multiple Dependent Claims **Fee (\$)** **Fee Paid (\$)**

Subtotal (2) \$

3. OTHER FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)	Fee Paid (\$)
1-month extension of time	110	55	
2-month extension of time	430	215	
3-month extension of time	980	490	
4-month extension of time	1,530	765	
5-month extension of time	2,080	1,040	
Information disclosure stmt. fee	180	180	
37 CFR 1.17(q) processing fee	50	50	
Non-English specification	130	130	
Notice of Appeal	340	170	
Filing a brief in support of appeal	340	170	250.00
Request for oral hearing	300	150	
Other:			

Subtotal (3) \$ 250.00

SUBMITTED BY

Signature <i>Gregory N. Clements</i>	Registration No. 30,713	Telephone 704-366-6642
Name (Print/Type) Gregory N. Clements	Attorney/Agent	Date December 23, 2004

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TRANSMITTAL FORM (To be used for all correspondence after initial filing) Total Number of Pages in This Submission: 9	Application Number	09/747,529
	Filing Date	December 22, 2000
	First Named Inventor	James R. Sheppard, JR
	Art Unit	1771
	Examiner Name	Johnson, Jenna Leigh
	Attorney Docket Number	2827

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks SB31 Notice of Appeal Copies of documentation for previous payments (7 pages)		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Clements Bernard Miller		
Signature	<i>Gregory N. Clements</i>		
Printed name	Gregory N. Clements		
Date	January 29, 2008	Reg. No.	30,713

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Signature	<i>Nancy Burns</i>		
Typed or printed name	Nancy Burns	Date	January 29, 2008

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